

**AGENDA SUMMARY PAGE - PLANNING & DEVELOPMENT
CITY COUNCIL MEETING OF: MARCH 7, 2007**

DEPARTMENT: PLANNING & DEVELOPMENT

DIRECTOR: M. MARGO WHEELER

Consent Discussion

SUBJECT:

SPECIAL USE PERMIT

SUP-18691 - PUBLIC HEARING - APPLICANT: CHECK CITY - OWNER: FREANEL & SON CHEYENNE, LLC - Request for a Special Use Permit FOR A PROPOSED AUTO TITLE LOAN ESTABLISHMENT AND A WAIVER OF THE 1,000-FOOT DISTANCE SEPARATION REQUIREMENT FROM ANOTHER FINANCIAL INSTITUTION, SPECIFIED at 7350 West Cheyenne Avenue, Suite #111 and #112 (APN 138-10-403-031), C-1 (Limited Commercial) Zone, Ward 4 (Brown). Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL

PROTESTS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

APPROVALS RECEIVED BEFORE:

Planning Commission Mtg.

City Council Meeting

RECOMMENDATION:

Staff recommends DENIAL. The Planning Commission (6-0-1 vote) recommends APPROVAL, subject to conditions.

BACKUP DOCUMENTATION:

1. Location, Aerial and Special Map
2. Conditions and Staff Report
3. Supporting Documentation
4. Justification Letter
5. Submitted at meeting - Map
6. Backup referenced from the 02-08-07 Planning Commission Meeting Item 18

Motion made by LARRY BROWN to Approve Subject to Conditions

Passed For: 4; Against: 0; Abstain: 1; Did Not Vote: 1; Excused: 0
LARRY BROWN, LOIS TARKANIAN, GARY REESE, STEVEN D. ROSS; (Against-None); (Abstain-OSCAR B. GOODMAN); (Did Not Vote-STEVE WOLFSON); (Excused-None)

NOTE: MAYOR GOODMAN abstained because he has a partnership relationship with ATTORNEY JAY BROWN on a piece of property located on West Charleston Boulevard.

Minutes:

MAYOR GOODMAN opened the Public Hearing and declared his abstention.

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ATTORNEY JAY BROWN, 520 South Fourth Street, and LUCY STEWART were present. The property is located on the north side of Cheyenne Avenue. The operation will be a full financial institution.

MS. STEWART added that even though they have title loans as part of their business, they do not repossess cars. There was a concern that there would be an auto storage area in the parking lot.

COUNCILMAN BROWN indicated that a letter of protest was received from Star Nursery regarding day laborers. He asked ATTORNEY BROWN to contact Star Nursery that he would be part of the solution to ease their concerns.

MAYOR PRO TEM REESE declared the Public Hearing closed.

